

DECLARATORY
Improvement Res. No. 1151-1965

For the Condemnation of a permanent
right of way for sewer easement purposes,
across, through and under a portion of lots
numbered 78, 96, 120, 121, 226, 227 and
228, all lots in Eastwood Addition.

Resolution Adopted: Feb. 4, 1965

Confirmed: March 4, 1965

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: April 22, 1965

1151

DECLARATORY RESOLUTION NO.1151-1965

For the Condemnation of a permanent right of way for sewer easement purposes, across, through and under a portion of lots numbered 78, 96, 120, 121, 226, 227 and 228, all lots in Eastwood Addition.

PLANS ORDERED:

ADOPTED: Feb. 4, 1965

ADVERTISE NOTICE TO PROPERTY OWNERS: Feb. 10 & 17, 1965
Notices mailed Feb. 15, 1965

HEARING ON CONFIRMATION: Thurs., March 4, 1965 at 3:30 p. m.

CONFIRMED: March 4, 1965

ASSESSMENT ROLL ORDERED: March 4, 1965

ASSESSMENT ROLL APPROVED: March 29, 1965

HEARING ON CONFIRMATION

OF ASSESSMENT ROLL: Thurs., April 22, 1965 3:30 p. m.

NOTICE SERVED: April 9, 1965

ASSESSMENT ROLL CONFIRMED: April 22, 1965

DECLARATORY RESOLUTION NO **1151** 1965

For the Condemnation of a permanent right of way for sewer easement purposes, across, through and under a portion of lots numbered 78, 96, 120, 121, 226, 227 and 228, all lots in Eastwood Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer easement purposes across, through and under a portion of lots numbered 78, 96, 120, 121, 226, 227 and 228, all lots in Eastwood Addition, more particularly described as follows:

The North 5 feet of lot numbered 96, the West 7 feet of lot numbered 78, the East 7 feet of lot numbered 120, the West 7 feet of lot numbered 121 and the South 4 feet of lots numbered 226, 227, 228, all lots being in Eastwood Addition.

For the condemnation of a temporary easement across a portion of lots numbered 77, 78, 96, 117 through 121 inclusive, 167, 168, 222 and 223, all lots being in Eastwood Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana that it is desired and deemed necessary to condemn a temporary easement across portions of lots numbered 77, 78, 96, 117 through 121 inclusive, 167, 168, 222 and 223, all lots being in Eastwood Addition. Said temporary easement is for the purpose of ingress and egress to allow City of Fort Wayne to fill the existing ditch which crosses the above described properties. This temporary easement expires two years from the date of this resolution.

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as described above, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The property which may be injuriously or beneficially affected by such Condemnation of right of way for permanent and temporary easements is described as follows: Lots numbered 77, 78, 96, 117 through 121 inclusive, 167, 168, 222, 223, 226, 227 and 228, all lots in Eastwood Addition.

The cost of said Condemnation of right of way for sewer purposes shall be assessed against the property beneficially affected thereby.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All streets, lots and land affected by the above described condemnation are situated in the Southwest Quarter, Section No. 8, Township 30 North, Range 13 East.

ADOPTED THIS 4th DAY OF February 1965.

Alexander R. Brown
Robert W. Dahman
Board of Public Works

Clerk

ENGINEERING
DEPT. OF STREETS

DATE January 29, 1965

NOTED

TO: Board of Public Works

☐ F.S.E.

SUBJECT: Declaratory Resolution 1151-1965

☐ R.W.D.

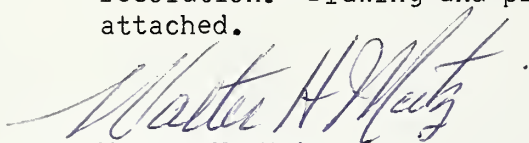
☐ G.F.G.

16

Date _____

The Sewer Engineering Department prepared the attached Declaratory Resolution which provides for the condemnation of permanent and temporary right of way for sewer easement purposes on the Harvester Ditch Project. This easement is needed in connection with Main Sewer Resolution No. 154.

Please advise what board order number is assigned to this resolution. Drawing and property ownership list are also attached.



Walter H. Meitz
City Engineer

DEB:is
attachs.

BOARD OF PUBLIC WORKS
RECEIVED
JAN 29 1965

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, Feb. 15, 1965

1151

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
pass Improvement Resolution No. 1151-1965
providing for the Condemnation of permanent and temporary right of way for sewer ease-
ment purposes in connection with Main Sewer Resolution No. 154.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-
tailed plans, profile and specifications which are now on file and may be seen in the office of the Board
of Public Works.

The Board has fixed..... Thursday, March 4, 1965 at 3:30 pm in Conference Room.
a date and time when they will hear and consider objections or remonstrances from all persons whose
property will be affected by the proposed improvement.

You are hereby notified that

Eastwood Addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the Gen-
eral Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supple-
mental thereof.

BOARD OF PUBLIC WORKS

PUBLISHER'S CLAIM

LINE COUNT

| | |
|---|---------|
| Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines | _____ |
| Head number of lines | _____3 |
| Body number of lines | _____50 |
| Tail number of lines | _____5 |
| Total number of lines in notice | _____58 |

COMPUTATION OF CHARGES

| | |
|---|----------|
| 58 lines,.....columns wide equals.....equivalent lines at.226¢..... | \$ 13.11 |
| cents per line | |
| Additional charge for notices containing rule and figure work (50 per cent of above amount) | _____ |
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | _____ |
| TOTAL AMOUNT OF CLAIM | \$ 13.11 |

DATA FOR COMPUTING COST

| | |
|------------------------------------|--|
| Width of single column.....11½ ems | Size of type.....5½ point |
| Number of insertions.....2..... | Size of quad upon which type is cast.....5½..... |

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date February 18, 19 65

Title SECRETARY-TREASURER

NOTICE TO PROPERTY OWNERS
DECLARATORY RESOLUTION
NO. 1151-1965

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a permanent right of way for sewer easement purposes across, through and under a portion of lots numbered 78, 96, 120, 121, 226, 227, and 228, all lots in Eastwood Addition, more particularly described as follows: The north 5 feet of lot numbered 96, the west 7 feet of lot numbered 78, the east 7 feet of lot numbered 120, the west 7 feet of lot numbered 121 and the south 4 feet of lots numbered 226, 227, 228, all lots being in Eastwood Addition. For the Condemnation of a temporary easement across a portion of lots numbered 77, 78, 96, 117 through 121 inclusive, 167, 168, 222 and 223, all lots being in Eastwood Addition. Resolved by the Board of Public Works of the City of Fort Wayne, Indiana that it is desired and deemed necessary to condemn a temporary easement across portions of lots numbered 77, 78, 96, 117 through 121 inclusive, 167, 168, 222 and 223, all lots being in Eastwood Addition. Said temporary easement is for the purpose of ingress and egress to allow City of Fort Wayne to fill the existing ditch which crosses the above described properties. This temporary easement expires two years from the date of this resolution.

All as shown by a plan of such proposed Condemnation of right of way for sewer purposes as described above, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Condemnation of right of way for sewer purposes shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 4th day of March, 1965 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.

BOARD OF PUBLIC WORKS
FRED S. EHRMAN.
ROBERT W. DAHMAN.
GEO. F. GABLE.

ATTEST: Kenneth McGraw, Clerk, 2-10-17

Legals

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned MARTHA L. BRANNING who, being duly sworn, says that S.he is SECRETARY-TREASURER of the NEWS-SENT INEL

a. DAILY newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA town }

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows: February 10, 1965 February 17, 1965

Subscribed and sworn to before me this 18th day of February 19 65

Edith Stapleton
Notary Public

My commission expires March 8, 1966

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

GARRETT CLIPPER, Garrett, Ind.

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

.....195.....

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

| Size of Type | 11½ Em Column (138 Points) | | | |
|--------------------|-------------------------------|------|------|------|
| | Number of Insertions | | | |
| | 1 | 2 | 3 | 4 |
| 5½ | .151 | .226 | .301 | .376 |
| 6 | .138 | .207 | .276 | .345 |
| 7 | .118 | .177 | .237 | .296 |
| 7½ | .11 | .166 | .221 | .276 |
| 8 | .104 | .155 | .207 | .259 |
| 9 | .092 | .138 | .184 | .23 |
| 10 | .083 | .124 | .166 | .207 |
| 12 | .069 | .104 | .138 | .173 |

Note: Above table is based on a square of 250 ems.

Board of Public Works, City of Ft. Wayne
(Governmental Unit)

To JOURNAL-GAZETTE FEB 23 1965 Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

| | |
|---|----|
| Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines | |
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| Body number of lines | 50 |
| Tail number of lines | 5 |
| Total number of lines in notice | 58 |

COMPUTATION OF CHARGES

| | |
|---|----------|
| 58 lines, columns wide equals equivalent lines at 22¢ cents per line | \$ 13.11 |
| Additional charge for notices containing rule and figure work (50 per cent of above amount) | |
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | |
| TOTAL AMOUNT OF CLAIM | \$ 13.11 |

DATA FOR COMPUTING COST

| | |
|--------------------------------|---|
| Width of single column 11½ ems | Size of type 5½ point |
| Number of insertions 2 | Size of quad upon which type is cast 5½ |

Pursuant to the provision and penalties of Ch. 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date February 18, 1965

Assistant Secretary

NOTICE TO PROPERTY OWNERS
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NO. 1151-1965
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The cost of said Condemnation of right of way for sewer purposes shall be assessed against the property beneficially affected thereby.
The Board of Public Works has fixed Thursday, the 4th day of March, 1965 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.
BOARD OF PUBLIC WORKS
FRED S. EHRMAN.
ROBERT W. DAHMAN.
GEO. F. GABLE.
ATTEST: Kenneth McGraw, Clerk, 2-10-17

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:
Personally appeared before me, a notary public in and for said county and state, the undersigned, ARNOLD F. SCHERER who, being duly sworn, says that he is ASSISTANT SECRETARY of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows: February 10, 1965 February 17, 1965
Subscribed and sworn to before me this 18th day of February 1965
Edith Stapleton
Notary Public
My commission expires March 8, 1966

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

GARRETT CLIPPER, Garrett, Ind.

I have examined the within claim and hereby certify as follows:
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That it is duly authenticated as required by law.
That it is apparently } Correct
 } Incorrect

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Note: Above table is based on a square of 250 ems.

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

48-24-1

B.O. 16-'65

Date March 4, 1965

To City Engineer

Subject Dec. 1151-1965 easement for sewer 154

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

NOTED

☐ F.S.E.
☐ R.W.D.
☐ G.F.G.

Date _____

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List

Signed _____

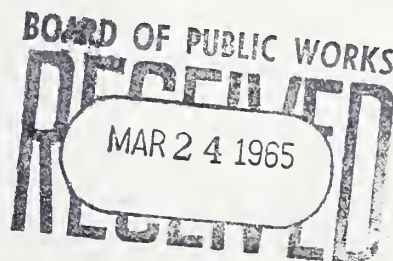
Reply:

March 24, 1965

Assessment Roll of Benefits and Damages completed and attached.

Walter H. Meitz
City Engineer

DEB:is
attachs.



Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

48-24-1

B.O. 16-'65

March 4, 1965

City Engineer

Dec. 1151-1965 easement for sewer 154

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman

Robert W. Dahman

George F. Gable

BOARD OF PUBLIC WORKS

1c

attach Res. & P. O. List



EASEMENT DRAWING FOR THE HARVESTER DITCH STORM SEWER

RESOLUTION NO. 154

MAP SCALE: 1"=100'

EASEMENT SCALE: 1"=60'

● PROPOSED EASEMENT— PERMANENT

FORT WAYNE, INDIANA

■ PROPOSED TEMPORARY EASEMENT

Improvement Resolution No. 1151 - 1965 For THE CONDEMNATION OF PERMANENT AND TEMPORARY RIGHT OF WAY FOR SEWER EASEMENT PURPOSES IN CONNECTION WITH MAIN SEWER RESOLUTION NO. 154.

| | OWNER'S NAME | ADDRESS | R. P. O. | NUMBER OF | | | DESCRIPTION |
|----|---------------------------------------|------------------------|----------|-----------|-------|-------|-------------------|
| | | | | LOT | BLOCK | O. L. | |
| 1 | | | | | | | |
| 2 | * KLOTZ, RAY T. & EDNA C. | 5616 Playa Dr | | 96 | | | EASTWOOD ADDITION |
| 3 | MOSSHART, MARILYN (TRUSTEE) | 400 S. Miller | | 78 | | | " |
| 4 | | 14010 1/2 E. 32 Ave. | | 120 | | | " |
| 5 | | North 4th St. 61, Fla. | | 121 | | | " |
| 6 | X. BENTRAGER, ROSCOE R. | R3 BRL 69A Stungomich | | 226 | | | " |
| 7 | ALVAREZ, GUADALUPE H. / ALVAREZ, PAUL | 3224 Rodgers Ave | | 227 | | | " |
| 8 | MOSSHART, MARILYN | 14010 1/2 E. 32 Ave. | | 228 | | | " |
| 9 | PERRY, MAJORIE L. | 14010 1/2 E. 32 Ave. | | 222 | | | " |
| 10 | MOSSHART, MARILYN (TRUSTEE) | 14010 1/2 E. 32 Ave. | | 223 | | | " |
| 11 | | | | 167 | | | " |
| 12 | COBLE, VIRGIL L. & MARY E. | 5503 Mission Ave. | | 168 | | | " |
| 13 | MOSSHART, MARILYN (TRUSTEE) | 14010 1/2 E. 32 Ave. | | 119 | | | " |
| 14 | | | | 118 | | | " |
| 15 | | | | 117 | | | " |
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NOTICES MAILED OR DELIVERED

Feb 15 1965
By Beryl Rehling

TOTAL

1151